


Certificate Under 37 CFR 1.8

I hereby certify that this correspondence is being electronically transmitted to the U.S. Patent and Trademark Office, Commissioner for Patents, via the EFS on March 27, 2009.



Jay Q. Knobloch, Reg. No. 57,347

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Oliveira, Marcelo Gomes

Serial No.: 10/796,735

Filing Date: March 9, 2004

For: DISTRIBUTED VOICE
CONFERENCING

Our Case No.: 11828/3 (2004P15024 US)

Examiner: King, Jamal J.

Art Unit No.: 4141

Confirmation No.: 1746

**PETITION PURSUANT TO 37 C.F.R. § 1.137(b) TO REVIVE
FOR UNINTENTIONAL ABANDONMENT**

Mail Stop Petition
Commissioner for Patents
Post Office Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice of Abandonment dated March 2, 2009, Assignee respectfully requests revival of the above-referenced case, which was unintentionally abandoned, pursuant to 37 CFR § 1.137(b). In accordance with 37 CFR § 1.137(b)(1), Assignee respectfully submits the Response to Office Action dated February 20, 2008 along with this petition. In order to satisfy the requirement of 37 CFR § 1.137(b)(2), the Director is hereby authorized to charge payment of the fee set forth 37 C.F.R. § 1.17(m) to Deposit Account No. 23-1925. The Director is also authorized to charge any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925. In accordance with 37 CFR § 1.137(b)(3), Assignee confirms that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable

Adjustment date: 05/06/2010 CKHLOK
03/30/2009 INTRF3W 00001068 231925
02 FC:1255 2350.00 CR

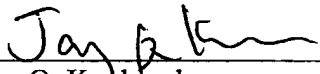
10796735

petition pursuant to CFR § 1.137(b) was unintentional. In conclusion, Assignee respectfully submits that a terminal disclaimer is not required because the above-referenced application is not a design application and was filed after June 8, 1995 [CFR § 1.137(d)]. Accordingly, Assignee respectfully requests revival of the above-referenced case, which was unintentionally abandoned.

CONCLUSION

The Examiner is respectfully requested to contact the undersigned in the event that a telephone interview would expedite consideration of the application.

Respectfully submitted,


Jay Q. Knobloch
Registration No. 57,347
Agent for Assignee

SIEMENS CORPORATION
Customer Number: 28524
Intellectual Property Department
170 Wood Avenue South
Iselin, New Jersey 08830

Attn: Elsa Keller
Direct Dial: 1-732-321-3026

UNITED STATES PATENT & TRADEMARK OFFICE
Washington, D.C. 20231

REQUEST FOR PATENT FEE REFUND											
1 Date of Request: <u>05/06/10</u>		2 Serial/Patent # <u>10/796,735</u>									
3 Please refund the following fee(s):		4 PAPER NUMBER	5 DATE FILED	6 AMOUNT							
	Filing			\$							
	Amendment			\$							
<input checked="" type="checkbox"/>	Extension of Time	IFW	03/27/09	\$ 2,350.00							
	Notice of Appeal/Appeal			\$							
	Petition			\$							
	Issue			\$							
	Cert of Correction/Terminal Disc.			\$							
	Maintenance			\$							
	Assignment			\$							
	Other			\$							
7 TOTAL AMOUNT OF REFUND			\$ 2,350.00								
8 TO BE REFUNDED BY:											
10 REASON:		Treasury Check									
	Overpayment	<input checked="" type="checkbox"/>	Credit Deposit A/C #:								
	Duplicate Payment		9 <table border="1" style="display: inline-table; border-collapse: collapse; text-align: center;"> <tr> <td style="width: 20px;">2</td> <td style="width: 20px;">3</td> <td style="width: 20px;">--</td> <td style="width: 20px;">1</td> <td style="width: 20px;">9</td> <td style="width: 20px;">2</td> <td style="width: 20px;">5</td> </tr> </table>		2	3	--	1	9	2	5
2	3	--	1	9	2	5					
<input checked="" type="checkbox"/>	No Fee Due (Explanation):										
Outside maximum period obtainable on extension of time											
11 REFUND REQUESTED BY:											
TYPED/PRINTED NAME: <u>Patricia Faison-Ball</u>		TITLE: <u>Attorney</u>									
SIGNATURE: <u><i>Patricia Faison-Ball</i></u>		PHONE: <u>2-3212</u>									
OFFICE: <u>PETITIONS</u>											
***** THIS SPACE RESERVED FOR FINANCE USE ONLY: *****											
APPROVED: <u><i>CKH</i></u>		DATE: <u>5/6/10</u>									

Instructions for completion of this form appear on the back. After completion, attach white and yellow copies to the official file and mail or hand-carry to: